

## **8.2.8 IN-CUSTODY DEATH REVIEW BOARD**

Revised November 8, 2017

The In-Custody Death Review Board reviews all ICDs to determine whether the actions of the involved officer(s) were within established Department policies and procedures. The Board will make recommendations to the Chief of Police whether the incident was in-policy, or out-of-policy. The Board will evaluate and make recommendations where applicable regarding policy, tactics, equipment, and facilities. The Board is not intended to replace the Internal Affairs process. The Board shall be administrative and make no findings regarding criminal culpability.

The Chief of Police is responsible for making the final determination regarding the disposition of an ICD.

### **8.2.8.1 CONVENING THE BOARD**

Revised November 8, 2017

Refer to LBPD Manual § [8.1.7.1 CONVENING THE BOARD](#).

### **8.2.8.2 MEMBERSHIP – IN-CUSTODY DEATH REVIEW BOARD**

Revised November 8, 2017

Refer to LBPD Manual § [8.1.7.2 MEMBERSHIP - SHOOTING REVIEW BOARD](#).

### **8.2.8.3 REVIEW OF IN-CUSTODY DEATHS**

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It shall be the responsibility of the Homicide Detail to make a complete and concise presentation of all the circumstances surrounding the ICD to all members of the In-custody Death Review Board.

The Board will review the circumstances of the incident and the Coroner's report and determine if the officer's actions were in-policy, or out-of-policy. If the death occurs within a facility, the Board will utilize the same standard of review and will review the facility policies and procedures to see if any changes or modifications are required.

The Board shall make one of the following findings concerning each officer involved in the incident:

- 1) In-Policy – *The officer's actions were in-policy.*
- 2) Out-of-Policy – *The officer's actions were out-of-policy.*

In making a decision as to whether the incident was in-policy or out-of-policy, the Board's review shall include, but is not limited to, an examination of the following:

- 1) Review any force used and determine if it was within policy;

- 2) Review the tactics used by the officer, including, but not limited to, the type of contact (consensual, detention, arrest, etc.), and whether the tactics used before, during and after the contact were consistent with Department policies, procedures, and training; and
- 3) Review communication between officers, Communications Center personnel, and citizens.

#### **8.2.8.4 DISSENTING OPINIONS**

Revised November 8, 2017

Refer to LBPD Manual § [8.1.7.5 DISSENTING OPINIONS](#).

#### **8.2.8.5 CHIEF OF POLICE REVIEW**

Revised November 8, 2017

Refer to LBPD Manual § [8.1.7.6 CHIEF OF POLICE REVIEW](#).

#### **8.2.8.6 PROJECT ASSIGNMENT – IN-CUSTODY DEATH REVIEW BOARD RESULTS**

Revised November 8, 2017

Refer to LBPD Manual § [8.1.7.8 PROJECT ASSIGNMENT - SHOOTING REVIEW BOARD RESULTS](#).

#### **8.2.8.7 MEMORANDUM OF COMPLETION**

Revised November 8, 2017

Refer to LBPD Manual § [8.1.7.9 MEMORANDUM OF COMPLETION](#).